

**SUPREME COURT OF FLORIDA**

INQUIRY CONCERNING A  
JUDGE, No. 03-14

Case No.: SC04-1  
RE: JAMES E. HENSON

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**JUDGE HENSON'S MOTION FOR 10-DAY EXTENSION OF TIME TO FILE REPLY**

The Respondent, Judge James E. Henson, respectfully moves this Court for an Order granting an extension of time for the filing of his Reply to the JQC's Response, and as grounds therefore, asserts the following:

1. The JQC's 39-page Response was filed with the Court on Friday April 8, 2005, and a copy was provided to Judge Henson's counsel on that date by fax.

2. The Respondent's Reply to the JQC's Response is currently due to be filed no more than 8 days after the JQC files its Response.

3. The JQC sought and received an extension of 11 days to file its response. That extension was without objection from Judge Henson.

4. Under the current briefing schedule, Respondent's Reply would be due to be filed with the Court no later than April 16, 2005.

5. Attorneys Kirk N. Kirkconnell and William R. Ponall are both participating in the preparation of the Respondent's Reply.

6. Attorney Ponall has a pre-planned and pre-paid vacation

scheduled for the week of April 10 - April 17.

7. In light of Mr. Ponall's scheduled vacation, Attorneys Kirkconnell and Ponall will be unable to devote sufficient time to the preparation of Respondent's Reply in order to have it filed by April 16.

8. Accordingly, undersigned counsel respectfully requests a 10-day extension of time in which to file the Respondent's Reply.

9. Undersigned counsel Kirk N. Kirkconnell has personally discussed this matter with Special Counsel for the JQC, Lanny Russell, and Mr. Russell has indicated on behalf of the Commission that there is no objection to the extension.

10. The request for extension of time is made in good faith and not for purposes of delay.

WHEREFORE, the Respondent, Judge James E. Henson, respectfully requests that this Honorable Court enter an Order granting him a ten (10) day extension of time in which to file his Reply to the JQC's Response, and ordering him to file that Reply no later than Tuesday April 26, 2005.

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by Facsimile and U.S. Mail this 8th day of April, 2005 to MARK HULSEY, ESQ. and E. LANNY RUSSELL, ESQ., Special Counsel for the Florida Judicial Qualifications Commission, Smith Hulsey & Busey, 225 Water Street, Suite 1800, Jacksonville,

Florida 32202; THOMAS C. MACDONALD, JR., General Counsel, Judicial Qualifications Commission, 1904 Holly Lane, Tampa, FL 33629 and BROOKE KENNERLY, Executive Director, Judicial Qualifications Commission, 1110 Thomasville Road, Tallahassee, FL 32303.

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